

BEFORE THE JUDICIAL QUALIFICATIONS COMMISSION
STATE OF FLORIDA
CASE NO.: 09-01

INQUIRY CONCERNING JUDGE
N. JAMES TURNER

S. Ct. Case No.: 09-1182

**ORDER ON RESPONDENT'S
"MOTION FOR PARTIAL SUMMARY JUDGMENT"
AND JQC'S "MOTION TO STRIKE RESPONDENT'S
MOTION FOR PARTIAL SUMMARY JUDGMENT"**

This matter came before the Chair of the JQC Hearing Panel on the Respondent Judge's "Motion for Partial Summary Judgment" and the JQC's "Motion to Strike Respondent's Motion for Partial Summary Judgment," pursuant to FJQCR 7(b).

Fla. Cont. art. v, § 12 (b) does not authorize the foreshortening of formal charges received from the Investigative Panel prior to the final hearing.

Reliance on Rule 1.150, Fla. R. Civ. Proc. is "inappropriate" in proceedings before the JQC Hearing Panel. FJQCR 7(a), 11, 12(c), 15(a), 19. Accordingly, the Respondent's motion for partial summary judgment is treated as a legal memorandum which is carried with the case. This legal memorandum, together with responses, and replies will be submitted to the Hearing Panel members for their consideration at the final hearing. Based on this ruling, the JQC's motion to strike is moot.

So ordered this ____ day of _____, 2010.

FLORIDA JUDICIAL QUALIFICATIONS
COMMISSION

By: _____
JOHN P. CARDILLO, ESQ.
Chairman, Hearing Panel,
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